

ALLEGED SHIPMENT: On or about July 6, 1949, by the Great Atlantic & Pacific Tea Co., from Chicago, Ill.

PRODUCT: 543 cases, each containing 24 1-pint, 2-fluid-ounce cans, of tomato juice at Fairland, Ind.

LABEL, IN PART: "Iona Tomato Juice."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of decomposed tomato material.

DISPOSITION: November 7, 1949. Default decree of forfeiture and destruction.

15305. Adulteration of tomato juice. U. S. v. 347 Cases * * *. (F. D. C. No. 27664. Sample No. 45019-K.)

LIBEL FILED: July 29, 1949, Southern District of Iowa.

ALLEGED SHIPMENT: On or about June 9, 1949, by the Morgan Packing Co., from Austin, Ind.

PRODUCT: 347 cases, each containing 12 1-quart, 14-fluid-ounce cans, of tomato juice at Des Moines, Iowa.

LABEL, IN PART: "American Beauty Tomato Juice."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed tomato material.

DISPOSITION: September 8, 1949. Default decree of condemnation and destruction.

15306. Adulteration of sirup. U. S. v. 77 Drums * * *. (F. D. C. No. 20535. Sample No. 65223-H.)

LIBEL FILED: July 15, 1946, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about June 6, 1946, by the Tell City Coca-Cola Bottling Co., from Tell City, Ind.

PRODUCT: 77 drums, each containing 55 gallons, of sirup at Philadelphia, Pa. Examination showed that the product contained about 750 parts per million of monochloroacetic acid.

LABEL, IN PART: "Drum Contains 27 ½ oz. Esterex (Monochloroacetic Acid)."

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the article contained an added poisonous and deleterious substance, monochloroacetic acid, which is unsafe within the meaning of the law since it is a substance not required in the production of the article and could have been avoided by good manufacturing practice.

DISPOSITION: November 10, 1949. The Cutler Chemical Co., Philadelphia, Pa., having appeared as claimant and filed an answer which was withdrawn on November 5, 1949, and no one else having appeared as claimant, judgment of condemnation was entered and the product was ordered destroyed.

CANDY

15307. Adulteration of candy. U. S. v. Sterling Specialty Co., a corporation, and Charles I. Plesset. Pleas of nolo contendere. Corporation fined \$200 and costs; individual defendant placed on probation for 2 years. (F. D. C. No. 27514. Sample Nos. 7947-K, 7954-K.)

INFORMATION FILED: August 30, 1949, Western District of Pennsylvania, against the Sterling Specialty Co., Pittsburgh, Pa., and Charles I. Plesset, president.

ALLEGED SHIPMENT: On or about March 14, 1949, from the State of Pennsylvania into the States of West Virginia and Ohio.

LABEL, IN PART: "Lady Sterling Quality Candies."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of insects, insect fragments, rodent hair fragments, and cat hairs; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 4, 1949. Pleas of nolo contendere having been entered, the corporation was fined \$200, together with costs, and the individual defendant was placed on probation for 2 years.

15308. Adulteration of candy. U. S. v. Commercial Candy Mfg. Co. Plea of guilty. Fine of \$300 and costs. (F. D. C. No. 27497. Sample Nos. 16983-K, 42327-K, 42330-K.)

INFORMATION FILED: September 2, 1949, Northern District of Illinois, against the Commercial Candy Mfg. Co., a corporation, Chicago, Ill.

ALLEGED SHIPMENT: On or about January 19 and 24 and February 18, 1949, from the State of Illinois into the States of Wisconsin and Michigan.

LABEL, IN PART: "Marshmallow [or "Jelly Bird"] Eggs."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of rodent hairs and wood fragments; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 11, 1949. A plea of guilty having been entered, the defendant was fined \$300, together with costs.

15309. Adulteration of candy. U. S. v. Pan American Candy Co. Plea of guilty. Fine of \$700, together with costs. (F. D. C. No. 27525. Sample Nos. 2111-K, 40985-K, 40986-K, 46541-K to 46545-K, incl., 47109-K.)

INFORMATION FILED: September 2, 1949, Eastern District of Illinois, against the Pan American Candy Co., a corporation, Ashley, Ill.

ALLEGED SHIPMENT: On or about February 26, April 25, 27, and 30, and May 3, 1949, from the State of Illinois into the States of Washington, Missouri, and Pennsylvania, and the District of Columbia.

LABEL, IN PART: "New A Good Candy Bar Milk Chocolate Coating" and "Delicious Chocolate Malted A Chocolate Malted Milk Bar."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of rodent hair fragments, insect fragments, rodent excreta pellets and fragments, feather fragments, rodent hairs, and beetles; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: November 9, 1949. A plea of guilty having been entered, the defendant was fined \$700, together with costs.

15310. Adulteration of milk chocolate Easter eggs and milk chocolate rabbits. U. S. v. Chocolate Creations, Inc., Victor B. Altabe, and Joseph Kirschner. Pleas of guilty. Fine of \$100 against each defendant; total \$300. (F. D. C. No. 27502. Sample Nos. 16991-K, 16992-K, 40245-K.)